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City Council
Atlanta, Georgia

AN ORDINANCE
BY: ZONING COMMITTEE

U-06-21/U-96-34

AN ORDINANCE TO AMEND ORDINANCE 96-O-1708 (U-96-34), ADOPTED AS AMENDED ON SEPTEMBER 2, 1997, WHICH GRANTED A SPECIAL USE PERMIT FOR A HOTEL FOR THE PURPOSE OF A CHANGE OF CONDITIONS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of Section 16-13.005(1) (g), of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a hotel is hereby approved and amended. Said use is granted to ACKERMAN AND COMPANY and is to be located at **3368 and 3372 Peachtree Road, N.E.**, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lots 45, 17th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING IN LAND LOT 45, 17TH DISTRICT, FULTON COUNTY, CITY OF ATLANTA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTHWESTERLY RIGHT OF WAY OF STRATFORD ROAD AND THE NORTHWESTERLY RIGHT OF WAY OF PEACHTREE ROAD, RUN SOUTH 17 DEGREES 35 MINUTES 48 SECONDS WEST, FOR A DISTANCE OF 22.40 FEET TO A POINT OF CURVE TO THE RIGHT HAVING A RADIUS OF 527.96 FEET AND ARC LENGTH OF 52.61 FEET, BEING SUBTENDED BY A BEARING OF SOUTH 42 DEGREES 58 MINUTES 56 SECONDS WEST AND CHORD DISTANCE OF 52.59 FEET;

THENCE RUN SOUTH 40 DEGREES 15 MINUTES 17 SECONDS WEST, FOR A DISTANCE OF 94.82 FEET; THENCE RUN SOUTH 41 DEGREES 15 MINUTES 26 SECONDS WEST, FOR A DISTANCE OF 41.83 FEET;

THENCE RUN SOUTH 41 DEGREES 14 MINUTES 18 SECONDS WEST, FOR A DISTANCE OF 24.15 FEET;

THENCE RUN SOUTH 40 DEGREES 40 MINUTES 45 SECONDS WEST, FOR A DISTANCE OF 108.48 FEET;

THENCE RUN SOUTH 52 DEGREES 48 MINUTES 30 SECONDS WEST, FOR A DISTANCE OF 52.36 FEET;

THENCE RUN NORTH 21 DEGREES 07 MINUTES 52 SECONDS WEST, FOR A DISTANCE OF 165.75 FEET;

THENCE RUN SOUTH 64 DEGREES 40 MINUTES 47 SECONDS WEST, FOR A DISTANCE OF 4.00 FEET;

THENCE RUN NORTH 21 DEGREES 06 MINUTES 57 SECONDS WEST, FOR A DISTANCE OF 218.28 FEET;

THENCE RUN NORTH 21 DEGREES 07 MINUTES 15 SECONDS WEST, FOR A DISTANCE OF 41.12 FEET;

THENCE RUN NORTH 21 DEGREES 08 MINUTES 54 SECONDS WEST, FOR A DISTANCE OF 169.97 FEET;

THENCE RUN NORTH 15 DEGREES 59 MINUTES 01 SECONDS WEST, FOR A DISTANCE OF 137.21 FEET;

THENCE RUN NORTH 24 DEGREES 27 MINUTES 32 SECONDS WEST, FOR A DISTANCE OF 66.50 FEET;

THENCE RUN NORTH 70 DEGREES 38 MINUTES 11 SECONDS EAST, FOR A DISTANCE OF 249.13 FEET; *

THENCE RUN SOUTH 29 DEGREES 58 MINUTES 23 SECONDS EAST, FOR A DISTANCE OF 81.20 FEET;

THENCE RUN SOUTH 29 DEGREES 58 MINUTES 51 SECONDS EAST, FOR A DISTANCE OF 84.25 FEET;

THENCE RUN SOUTH 30 DEGREES 04 MINUTES 45 SECONDS EAST, FOR A DISTANCE OF 82.36 FEET;

THENCE RUN SOUTH 30 DEGREES 06 MINUTES 02 SECONDS EAST, FOR A DISTANCE OF 279.65 FEET;

THENCE RUN SOUTH 30 DEGREES 01 MINUTES 53 SECONDS EAST, FOR A DISTANCE OF 88.02 FEET TO THE POINT OF BEGINNING.

SAID TRACT OR PARCEL OF LAND CONTAINING 220,126 SQUARE FEET OR 5.0534 ACRES.